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September 24, 2003

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE (1938-1999)

## TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Re:

U.S. Patent Application No. 10/611,632 filed 06-30-03

Applicant: Atherley

Title: LIGHT-WEIGHT SNOWMOBILE SEAT

Group Art Unit:

Attorney Docket No. T5951.CIP4

Sir/Madam:

Transmitted herewith for filing and pursuant to 37 C.F.R. §§ 1.56 and 1.97 is an Information Disclosure Statement.

Enclosed also are the following designated documents, as required under 37 C.F.R. §§ 1.97 and 1.98:

$\boxtimes$	Form PTO-1449 list of <u>32</u> references submitted for consideration.
	Legible copies of the listed references or their relevant portions.
	All English translations of each non-English reference, if any, within the possession, custody, control or availability of anyone designated in 37 C.F.R. § 1.56(c) (see 37 C.F.R. § 1.98(c)).

\* Commissioner for Patents Page 2

The following are included within the Information Disclosure Statement if applicable and as required under 37 C.F.R. § 1.98: Concise explanation of relevance of each reference not in English and unaccompanied by an English translation. Statement that certain listed references not enclosed are substantially cumulative of an enclosed reference. Statement that certain listed references not enclosed were previously cited by or  $\boxtimes$ submitted to the Office in the identified prior application which is relied upon for an earlier filing date under 35 U.S.C. § 120. In order to secure consideration of the items designated above, one or more of the following, if required, is also enclosed: Statement under 37 C.F.R. § 1.97(e)(1) or (2). Check No. \_\_\_\_ in the amount of \_\_\_\_ (amount in § 1.17(p)) constituting the submission fee set forth in 37 C.F.R. § 1.17(p). In the event that 37 C.F.R. § 1.97(c) applies and the Examiner is not satisfied that the Statement meets the requirements of 37 C.F.R. § 1.97(e), or in any other event remediable by a fee, please credit any over payment or charge any additional fees to Deposit Account No. 20-0100 of the undersigned. Respectfully submitted,

> Garron M. Hobson Attorney for Applicant Registration No. 41,073

THORPE NORTH & WESTERN, LLP Customer No. 20,551 P.O. Box 1219 Sandy, Utah 84091-1219 Telephone: (801) 566-6633



#### IN THE UNITED STATES PATENT & TRADEMARKS OFFICE

ART UNIT:

**EXAMINER:** 

APPLICANT: Atherley

SERIAL NO.:

10/611,632

FILED:

6/30/2003

CONFRM. NO.:

FOR: LIGHT-WEIGHT SNOWMOBILE SEAT

#### CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

DATE OF DEPOSIT: 305 ... 206)

I hereby certify that this paper or fee (along with any paper or fee referred to as being attached or enclosed) is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Garron Hobson

### INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir/Madam:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all p atents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). Applicant respectfully submits that this Information Disclosure Statement is filed pursuant to:

37 C.F.R. § 1.97 (b)(1) or (3), within three months of the filing date of the application, or before a first office action on the merits, whichever occurs last;

37 C.F.R. § 1.97 (c), after a first office action on the merits, but before a Final Office Action or a Notice of Allowance, whichever occurs first, and is accompanied by either 1) a statement in accordance with 37 C.F.R. § 1.97(e), or 2) the fee set forth in§1.17(p); or

37 C.F.R. § 1.97 (d), after a Final Office Action or Notice of Allowance, whichever occurs first, but on or before payment of the issue fee, and is accompanied by both 1) a statement in accordance with 37 C.F.R. § 1.97(e), and 2) the fee set forth in§1.17(p).

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While no representation is made that any of these references may be "prior art" within the

meaning of that term in accordance with 35 U.S.C. §§ 102 or 103, the enclosed list of references is

disclosed so as to comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office

records has been conducted or that no better art exists, the undersigned attorney of record believes that

the references listed, together with any other references which may have been previously submitted or

listed, are the closest to the claimed invention (taken in its entirety) of which the undersigned is presently

aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly

withheld.

In accordance with 37 C.F.R. §§ 1.97 and 1.98, a copy of each listed reference (or relevant

portion thereof) which was not previously submitted to, or cited by, the Patent Office is also enclosed.

For all listed references that are not either in the English language, or accompanied by a

translation into English, a concise explanation of relevance as required under 37 C.F.R. § 1.98(a)(3) is

enclosed attached to each.

The Commissioner is hereby authorized to charge any additional fees associated with this

communication or to credit any overpayment to Deposit Account No. 20-0100.

Dated this day of September, 2003.

Respectfully submitted,

Garron M. Hobson

Attorney for Applicant

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Sandy, Utah 84091-1219

Telephone: (801) 566-6633

GMH/skp Enclosure H:\FILES\T5000\T5951\CIP4\IDS-09-24-03.doc

PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE			MERCE OFFICE	ATTY. DOCKET NO. T5951.CIP4		SERIAL NO. 10/611,632			
EIST OF PRIOR ART CITED BY APPLICANT				APPLICANT Atherley					
0 3 2003			·	FILING DATE 06/30/03		GROUP			
U.S. PATENT DOCUMENTS									
EXAMINER INITIALS		DOCUMENT NUMBER DATE		NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIAT		
	AA	3,388,946	Jun. 18, 1968	Grace					
	AB	3,588,171	Jun. 28, 1971	Rich, Jr.					
	AC	3,627,073	Dec. 14, 1971	Grimm					
	AD	3,741,596	Jun. 26, 1973	Cate					
	AE	3,758,153	Sep. 11, 1973	Bonikov	rsky				
	AF	3,927,727	Dec. 23, 1975	Hanagar	l				
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	AH	4,125,285	Nov. 14, 1978	Hanagar	1				
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"	AL	4,779,695	Oct. 25, 1988	Yasui					
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DOCUMENT   DOCUMENT   NAME   CLASS   SUBCLASS   IF	
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BA 4,779,924 Oct. 25, 1988 Rudel  BB 4,925,513 May 15, 1990 Witzke et al.  BC 5,040,632 Aug. 20, 1991 Fujii et al.  BD 5,088,747 Feb. 18, 1992 Morrision et al.  BE 5,165,754 Nov. 24, 1992 Louys  BF 5,176,860 Jan. 5, 1993 Storch  BG 5,190,350 Mar. 2, 1993 Hwang et al.  BH 5,353,734 Oct. 11, 1994 Tani  B1 5,533,783 Jul. 9, 1996 Harms et al.  BJ 5,542,747 Aug. 6, 1996 Burchi  BK 5,639,145 Jun. 17, 1997 Alderman  BL 5,675,853 Oct. 14, 1997 Linge  FOREIGN PATENT DOCUMENTS  DOCUMENT NUMBER DATE COUNTRY CLASS SUBCLASS	
BC   5,040,632   Aug. 20, 1991   Fujii et al.	
BD   5,088,747   Feb. 18, 1992   Morrision et al.     BE   5,165,754   Nov. 24, 1992   Louys     BF   5,176,860   Jan. 5, 1993   Storch     BG   5,190,350   Mar. 2, 1993   Hwang et al.     BH   5,353,734   Oct. 11, 1994   Tani     BI   5,533,783   Jul. 9, 1996   Harms et al.     BJ   5,542,747   Aug. 6, 1996   Burchi     BK   5,639,145   Jun. 17, 1997   Alderman     BL   5,675,853   Oct. 14, 1997   Linge     FOREIGN PATENT DOCUMENTS     BM   DATE   COUNTRY   CLASS   SUBCLASS	
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BF   5,176,860   Jan. 5, 1993   Storch	
BG   5,190,350   Mar. 2, 1993   Hwang et al.     BH   5,353,734   Oct. 11, 1994   Tani     BI   5,533,783   Jul. 9, 1996   Harms et al.     BJ   5,542,747   Aug. 6, 1996   Burchi     BK   5,639,145   Jun. 17, 1997   Alderman     BL   5,675,853   Oct. 14, 1997   Linge     FOREIGN PATENT DOCUMENTS     DOCUMENT NUMBER   DATE   COUNTRY   CLASS   SUBCLASS     BM   Expression   CLASS   SUBCLASS   COUNTRY   CLASS   CLASS   CLASS   COUNTRY   CLASS   CLASS   COUNTRY   CLASS   CLASS	
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OTHER PRIOR ART (Including Author, Title, Pertinent Pages, Etc.	
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EXAMINER DATE CONSIDERED	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

PTO-1449 U.S. DEP			ARTMENT OF COMMERCE AND TRADEMARK OFFICE		ATTY. DOCKET NO. T5951.CIP4		SERIAL NO. 10/611,632			
LIST OF PRIOR ART CUTED BY APPLICANT				APPLICANT Atheriey						
OCT 0 3 2003 &				FILING DATE 06/30/03		GROUP	GROUP			
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	СВ	5,720,518	Feb. 24, 1998	Harrison	1					
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